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SEP 12 2005

To: Examiner Lenwood Faulcon, Jr.

From: Steven L. Nichols

Fax: (571) 273-8300

Pages: 30 pages including coversheet

Phone:

Date: September 12, 2005

Re: Amendment & RCE - 10/698,097

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3. Transmittal Letter for Response/Amendment (1 page)
4. Duplicate Copy of Transmittal Letter for Response/Amendment (1 page)
5. Amendment (26 pages)

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SEP 13 2005


Application No.: 10/698,097

Attorney Docket No.: AB-378U

## Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to Examiner Lenwood Faulcon, Jr. via the USPTO central facsimile number, (571) 273-8300.

on September 12, 2005  
Date



Signature

Rebecca R. Schow

Typed or printed name of person signing Certificate

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AB-378U

Serial No.: 10/698,097

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent Application: Edward H. Overstreet et al.

Confirmation No.: 9705

SEP 12 2005

Application No.: 10/698,097

Examiner: FAULCON, Jr., Lenwood

Filed: Oct. 31, 2003

Group Art Unit: 3782

Title: "Multi-Electrode Stimulation to Elicit Electrically  
Evoked Compound Action Potential"Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment ( ) Petition to extend time to respond  
(X) New fee as calculated below ( ) Supplemental Declaration  
( ) No additional fee ( ) Other: \_\_\_\_\_

CLAIMS AS AMENDED BY A LARGE ENTITY						
FOR	CLAIMS REMAINING AFTER AMENDMENT	NUMBER EXTRA	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	23	MINUS	20	= 3	X \$50.00	\$150.00
INDEP. CLAIMS	4	MINUS	3	= 1	X \$200.00	\$200.00
[ ] FIRST PRESENTATION OF A MULTIPLE DEPENDANT CLAIM					+ \$360.00	\$
EXTENSION FEE	[ ] 1ST MONTH \$120.00	[ ] 2ND MONTH \$450.00	[ ] 3RD MONTH \$1020.00	[ ] 4TH MONTH \$1590.00		\$0.00
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$350.00

Please charge **\$350.00** to Deposit Account 18-0013/40328-0062. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 18-0013/40328-0062 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 18-0013/40328-0062 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate of this sheet is enclosed.

I hereby certify that this correspondence is being transmitted to the US Patent and Trademark Office via facsimile number (571) 273-8300 on September 12, 2005

Number of pages transmitted: 30

  
Rebecca R. Schow

Respectfully submitted,

By: Steven L. Nichols (Reg. No.: 40,326)  
Attorney/Agent for Applicant(s)

Telephone No.: (801) 572-8066

Date: September 12, 2005

AB-378U

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10/698,097

SEP 12 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of

Edward H. Overstreet et al.

Application No. 10/698,097

Filed: October 31, 2003

For: Multi-Electrode Stimulation to  
Elicit Electrically Evoked Compound  
Action Potential

Group Art Unit: 3762

Examiner: Faulcon, Jr., Lenwood

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the non-final Official Action mailed on June 13, 2005, please amend  
the above-identified application as follows:

09/13/2005 RFEKADU1 00000022 180013 10698097

01 FC:1202 150.00 DA  
02 FC:1201 200.00 DA